

The Appeals Board has jurisdiction only to review preliminary orders where it is alleged that the Administrative Law Judge has exceeded his or her jurisdiction, or where one of the specific jurisdictional issues listed in K.S.A. 44-534a is in controversy. Claimant's allegation that the Administrative Law Judge erred in not granting claimant's request for chiropractic treatment does not give rise to one of the issues in K.S.A. 44-534a

and does not otherwise amount to an allegation that the Administrative Law Judge has exceeded his jurisdiction. Accordingly, the Appeals Board does not have jurisdiction to review the Administrative Law Judge's preliminary decision concerning medical treatment. The claimant's Application for Review should be dismissed.

WHEREFORE, it is the finding, decision, and order of the Appeals Board that this review should be, and hereby is, dismissed and that the Preliminary Hearing Order of Administrative Law Judge Robert H. Foerschler dated April 18, 1995 remains in full force and effect.

IT IS SO ORDERED.

Dated this ____ day of September 1995.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: Robert E. Tilton, Topeka, KS
Gregory D. Worth, Lenexa, KS
Robert H. Foerschler, Administrative Law Judge
Philip S. Harness, Director